FOR MYSORE STATE

Revenue (1950) Department

MS SERIES.

G.O. NO. 19

Dated 5/1/51

[Despatch Abstract.]

Assignment — Porambokes not required for Communal purposes — Instruction issued.

M Copy to Mysore Govt.

Abstract.

Assignment - Porambokes not required for communal purposes - Instruction issued.

REVENUE DEPARTMENT.

G.O.Ms.No.19. Dated the 5th January 1950.

Read the following:-

G.O.1523,, Revenue Dated the 11th June 1949.

Memorandum No.40263-F/49-2, Revenue, dated the 15th July 1949.

From Sr. M.V. Sudarsanam, Naidu, petition dated the 1st November 1949.

O R D E R:

In para 4 of the G.O.No.1523, Revenue, dated 11th June 1949, the Government have ordered that poramboke lands not required for any communal purpose may be taken up for assignment only if there are no other lands available for assignment in the taluk. Repeated representations have been made to Government, that waste lands, other than porambokes, which are available for assignment are mostly unfit for cultivation and that porambokes not really needed for communal purposes may be converted and assigned. The Government have therefore re-examined the matter and they direct that Collectors may use their discretion and assign poramboke lands which are not required for the present or may not be required in the future for any communal or public purposes irrespective of whether other waste lands are available for assignment in the taluk or not.

(By Order of His Excellency the Governor)

V. K. Rao,

Deputy Secretary to Government.

To

The Board of Revenue,
" All Collectors.

/TRUE COPY/

Superintendent.

scm/25.5.53.

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Revenue Department.

C.No.64627F/49.

Assignment - Political Sufferers - Porambokes not required for Communal purposes even if there are non-porambokes - Amendment to para 4 of G.O. No.1523, Revenue, dated 11.6.1949.

From Sri. M.V. Sudarsanam Naidu, letter dated 1.11.49.

To A.S.

Please see the petition on pp.1-2 c.f., the minutes on H.M.(L.R.) on p.1 c.f. and of H.Pr., on a copy of the petition on p.3 c.f.

2. Sri M.V. Sudarsanam Naidu for the reasons mentioned in his letter on pp.1-2 c.f. requests that the instructions issued in para 4 of G.O.No.1523, Revenue, dated 11.6.1949 may be ~~cancelled~~ cancelled and the Collectors may be empowered to assign prombokes lands which are not required for the present or the future needs of the villagers without consideration of the existence of lands other than porambokes available in the Taluk.

3. In para 4 of G.O. No.1523, Revenue, dated 11.6.1949 the Government ordered that porambokes not required for any communal purposes should be taken up for assignment only if there are no other lands available for assignment that grazing ground porambokes should be considered for assignment only if there will be at least one acre of pasture land available per head of cattle in the village even after assignment and that the unit for deciding whether other lands are available for assignment or not will be the taluk. Immediately after the issue of the above instructions, the Collector of Tanjore suggested that the unit for deciding whether other lands were available or not might be the village instead of the Taluk. The Government however after full consideration ordered that no change in the instructions was necessary. It may be mentioned thay under the instructions in the B.S.Os. porambokes are lands prima facie not available for assignment as they are intended for communal purposes ,

both present and future. If such lands are freely assigned, there will be demand only for those lands and other waste lands available in the villages will not be brought under cultivation. It will therefore appear that the assignment of porambokes should be considered only if there are no other lands available for assignment. Moreover the Government have issued orders asking the Collectors to examine whether there are sufficient lands set apart in each village for the present and the probable future requirements of the villagers and to submit quarterly reports to Government. In the last report submitted by the Board of Revenue, it was stated that there were not sufficient lands for the use of the villagers in certain villages and the Board of Revenue has instructed the Collectors to acquire lands wherever necessary.

4. With regard to the statement that prior to the war Collectors had power to transfer unobjectionable porambokes to assessed wastes at any time and assign them irrespective of the consideration whether assessed wastes are available for not, it may be mentioned that the ban against transfer of porambokes to ayan has since been lifted in G.O.Ms.No.2310, Revenue, dated 2.9.1949. The Collectors are competent to transfer to ayan porambokes not required for communal purposes and assign them subject to the conditions mentioned in para 4 of G.O.1523, Revenue, dated 11.6.1949 as modified by Memo 40263-F/49-2 Revenue, dated 15.7.1949.

5. In the circumstances explained it is for orders whether it will be considered unnecessary to introduce any change in the instructions in para 4 of the G.O. at (B.)

If the tranfer of porambokes to Ayan is to be freely allowed, the lands set apart for communal purposes in the villages will be affected. This may lead either to immediate protest from the villagers or for a demand for provision of sites for such purposes at the cost of the Government at some future date. It appears therefore desirable that assessed wastes which are primarily intended for cultivation should be dealt-

with first and assignment of unobjectionable parambokes taken up later on when absolutely necessary. In this view no action need be taken on the letter in the C.F.

9.11.49.
D.S.

According to the existing orders, parambokes may be assigned if they are not required for any communal purpose. Such lands should not, however, be taken up for assignment if there are lands other than parambokes available for assignment within the taluk. A piece of land classified as 'Poramboke' may therefore be assigned only if the following two conditions are fulfilled:--

(a) the land is not required for any communal use;

(b) there should be no other non-poramboke land available for assignment withinthe taluk.

It was previously suggested by the Collector of Tanjore that in deciding whether non-poramboke lands are available for assignmer or not, the unit should be the village and not a whole taluk. This suggestion was, however, turned down. Attention is invited to the notes at p.11 of the Sectional Notes at flag (A).

At the time of the issue of the general orders, it was proposed that communal lands not required for the use for which they were set apart, may be assigned. The Hon'ble Premier, however, felt that there should be more restrictions placed on the assignment of parambokes lands. He felt that they should be assigned only if there are no other suitable lands available for assignment within the taluk. In the circumstances, the issue of orders as at 'A' in the petition of Sri Sudarsanam Naidu will be contrary to the orders already passed in circulation by H.M.(L.R.) and H.Pr.

Discretion may be given to the Collector 'e need not bind him.

H.M.(L.R.) 17.11.1949.

19.11.

H.Pr., P.S.K., 22.11.

/TRUE EXTRACTS/

M.O. Shanmugam

SCH/25.5.53 SUPERINTENDENT.

Compared By;
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